

## Greeley County Commissioner Minutes

May 23, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 23rd day of May 2023 in the Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Clerk Mindy Grossart, County Attorney Cindy Bassett, and Joe McNally, McNally Law Office. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the May 9, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,990.91, EFTPS Matching SS, 2,217.79, Ameritas Life Ins. Corp, Matching County Retirement, 1,902.94, Blue Cross Blue Shield, 14,128.90, ROAD FUND: Salaries, 9,700.75, EFTPS Matching SS., 742.10, Ameritas Life Ins. Corp, Matching County Retirement, 654.80.

Greeley County Treasurer, Mary McGuire met with the Board and offered Resolution 2023-5. She has presented a list of all parcels of real estate that were delinquent and were not bid on at the last annual tax sale. Motion made by Leslie to approve Resolution 2023-5, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. The County Treasurer is directed to issue tax sale certificates to the County of Greeley upon the following described real estate: Lots 7-8 Blk 38, OT Greeley Village, Lots 4-5 Blk 4 OT Wolbach Village, Lots 18-19-20 Blk 4 OT Wolbach Village, Lots 3-4-5-6 Blk 3 3<sup>rd</sup> Add Wolbach Village, Lots 9-10 Blk 2 4<sup>th</sup> Add Wolbach Village and part of Lot 8 & all of Lot 9 Blk 55 1<sup>st</sup> Add Spalding Village.

Leslie moved to enter the Board of Equalization at 9:40 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Gerri Behnk, Assessor presented Tax List Corrections 1269, 1270, and 1271 for review. Tax List Correction 1269 property id 390626500 original amount 657.98, corrected amount 1,513.86 reasons for correction state denied 2020 homestead exemption. Motion made by Leslie to approve tax correction 1269, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Tax List Correction 1270 property id 390010200 original amount 794.34, corrected amount 1,086.96 reasons for correction state denied 2020 homestead exemption. Motion made by Leslie to approve tax correction 1270, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Tax List Correction 1271 property id 390604700 original amount 0.00., corrected amount 67.58 reasons for correction state denied 2020 homestead exemption. Motion made by Leslie to approve tax correction 1271, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Mary McGuire, Treasurer presented Resolution 2023-6 directing the striking of Delinquent Personal Property Tax on partial ID 0390914300 statement no. 3213 2004 tax \$34.14. Motion made by Leslie to approve Resolution 2023-6, seconded by Wadsworth. Motion made by Wadsworth to adjourn Board of Equalization at 9:42 a.m., seconded by Leslie. Roll Call Vote: All yes, motion carried.

Jordan Foltz, Chairman called for a motion to open a public hearing at 9:45 a.m. Motion made by Wadsworth, seconded by Leslie to open the public hearing for Meyer Kids Subdivision. Roll Call Vote: All yes, motion carried. Vondell Meyer is requesting to divide 8.98 acres of farmland. The subdivision is in the SE ¼ of S-7 T-

17 R-11, the present and desired use is farming. Steven Holderman is the developer. Vondell Meyer spoke in favor of the subdivision, there was no testimony in opposition. Motion made by Wadsworth to close the public hearing at 9:46 a.m., seconded by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth, second by Leslie to approve the Meyer Kids Subdivision. Roll Call Vote: All yes, motion carried.

Kristy Barnes met with the Board to discuss abandoned cemeteries in the Fish Creek Precinct. Zion Lutheran Church Cemetery and Pleasant Dale Cemetery. A controlled burn has been done and some cedar trees removed at Zion Lutheran Church Cemetery. She explained that Zion Lutheran Church has started a fund to put headstones on some of the unmarked graves. The driveway may need to be widened, a new fence installed, tree removal, and mowing. Motion made by Leslie, second by Wadsworth to approve reimbursement of up to \$500. All yes, motion carried. Kristy informed the Board that Pleasant Dale Cemetery has not been kept up recently and there are trees in the fence line and mowing that needs to be done. She is requesting reimbursement for fuel, chemicals, and upkeep expenses. The Board advised her to turn in claims for the expenses to the Clerk's Office. Motion made by Leslie to approve reimbursement for expenses on the Pleasant Dale Cemetery, second by Wadsworth. Roll Call: All yes, motion carried. The Board thanked Kristy for her efforts to clean up the abandoned cemeteries.

Next, the Board reviewed the current Greeley County Safety Committee Members. Motion made by Leslie to appoint Tom Langer to replace Todd Naughtin on the Greeley County Safety Committee, second by Wadsworth. Roll Call: All yes, motion carried.

Matt Joynt applied for a permit to cross under the county roadway from S-7 T-17 R-9 to S-12 T-17 R-10 with an electric line. Wadsworth moved to approve the permit to cross under the county roadway, second by Leslie. Roll Call: All yes, motion carried.

The Board reviewed and discussed material bidding for structure no. C003903305 Replacement, 502<sup>nd</sup> Ave, between 805 Rd and 806 Rd. Motion made by Leslie to bid bridge C003903305 for replacement, second by Wadsworth. Roll Call: All yes, motion carried.

Public Comment: Peggy Petersen presented an estimate on Name Plate Tax Revenue based on 2022 taxes. She estimates the tax entities where the turbines would be located would receive \$406,680 of tax revenue.

Leslie moved to enter the executive session at 10:00 a.m. to discuss possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 10:43 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally, McNally Law Office, and Sheriff Deaver were present for the executive session. Motion made by Leslie to enter a second executive session at 10:45 a.m. to discuss possible litigation, second by Wadsworth. Roll Call: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally, McNally Law Office, and Ken Ryan, Planning & Zoning Chairman were present for the executive session.

Motion by Wadsworth to adjourn at 11:34 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 25th day of May 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart  
Greeley County Clerk